(3)

c.s. 200

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH

AT BILASPUR

W.P. NO. 1128 **/2005**

PETITIONER : B.P. Tiwari,
S/o. Late Shri Chandrika Prasad Tiwari, aged about 48 years
Working as Astt. R.I. (Horticulture)
Municipal Corporation, Bhilai
Presently residing at Sector-7
Street No.35, Block No.4/L
Bhilai, District Durg (C.G.)

P.R. No. 1132/05
Presented by Shri A.K. Shrivastava
dated 15-03-05

VERSUS

RESPONDENTS :1. State of Chhattisgarh
Through, Secretary
Urban Administration,
and Development
Department, Mantralaya,
Bhawan Raipur (C.G.)

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2. Municipal Corporation Bhilai
Through its Commissioner
Bhilai, District Durg (C.G.)

3. Deputy Commissioner
Municipal Corporation, Bhilai
District Durg (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

(19)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. 1128 सन् 2005

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

28.3.2005

Ashok Swarnakar, counsel for the petitioner.

Shri Akhil Agrawal, Panel Lawyer for the State.

Heard on admission.

The petitioner who was working as Assistant Revenue Inspector (Horticulture) in Municipal Corporation Bhilai, has challenged the validity of order dated 3.1.2005 (Annexure P- 3) by which from the Horticulture Section he has been sent to the Tax Section looking to the need of work on account of ending the financial year.

Learned counsel for the petitioner submits that the petitioner is trained in horticulture work and he will not be able to perform the work in Tax Section. He also submits that the word 'transfer' has been used, therefore, this order should be quashed.

Perused the order and records, filed alongwith the writ petition. In fact, by the impugned order, the petitioner has been sent to a different Section of the same Corporation. Even there is no change of office or township. Both the branches of the Corporation are situated in the same office. In the opinion of this

(20)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Court, the impugned order is not a transfer order but the same is local arrangement within 2 branches of the same office, I am not inclined to interfere in this order (Annexure P- 3) passed by the authority. **The petition is dismissed at the admission stage itself.** **Sd/-** **Sunil Kumar Sinha** **Judge**	

sunita